

Petitioners' request is hereby
granted. The conference previously scheduled
for 4:30 p.m. on November 6, 2007
is now scheduled for December
18, 2007, at 4:00 p.m.

CALCAGNO & ASSOCIATES

ATTORNEYS AT LAW, LLC
Spencer Savings Bank Building
213 South Avenue East
Cranford, New Jersey 07016

ANDREW JOHN CALCAGNO
NY, NJ, PA & DC BARS

OF COUNSEL - NY

ALAN M. McLAUGHLIN
JAMES M. O'DONNELL
ROSEMARY O'DONNELL

OF COUNSEL - NJ

CRAIG A. BINGEN

Telephone: (908) 272-7300
Facsimile: (908) 272-5577
www.nynjlaw.net

Date 11/1/2007

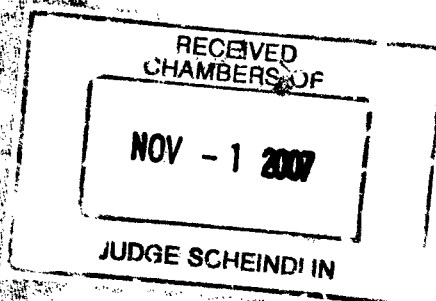
Shira A. Scheindlin
U.S.D.J.

Please Reply To The Cranford, New Jersey Office

November 1, 2007

VIA FACSIMILE (212) 805-7920

Honorable Shira A. Scheindlin, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street
New York, NY 10007



Rc: Richard Abondolo, as Chairman of the Board of Trustees of UFCW Local 342
Health Care Fund, et al. v. 694 Burke Food Corp. d/b/a Pioneer Supermarket
a/k/a Burke Food Corp.
Case No. 07-cv-07798(SAS)(THK)

07 Civ. 7798(SAS)

Dear Judge Scheindlin:

We represent Petitioners, Richard Abondolo, as Chairman of the Board of Trustees of UFCW Local 342 Health Care Fund; and Richard Abondolo, as Chairman of the Board of Trustees of UFCW Local 342 Safety, Education, Cultural and Legal Funds, in connection with the above-referenced action. A Conference is scheduled before Your Honor on November 6, 2007 at 4:30 p.m. The Respondent has yet to file an Answer or contact our office for an extension.

Based upon the foregoing, we respectfully request that the Conference be adjourned for one month to allow for either the Respondent to file an Answer or for our office to file an application for a Default Judgment.

Respectfully submitted,

ANDREW JOHN CALCAGNO (AC3085)

AJC/nem

30 Vesey Street
15th Floor
NY, NY 10016
(718) 815-0200

3148 E. Tremont Ave.
2nd Floor
Bronx, NY 10461
(718) 815-0200

404 Manor Road
1st Floor
S.I., NY 10314
(718) 815-0200

185 Montague Street
Penthouse
Brooklyn, NY 11201
(718) 815-0200